



Entered on Docket
September 04, 2009

Hon. Bruce A. Markell
United States Bankruptcy Judge

8 WILDE & ASSOCIATES
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12 Bank of America, National Association as successor by merger to LaSalle Bank National Association, as
13 Trustee for Certificateholders of Bear Stearns Asset Backed Securities I LLC, Asset-Backed
14 Certificates, Series 2006-HE7
09-74913 / 0016622433

15 UNITED STATES BANKRUPTCY COURT
16 DISTRICT OF NEVADA

18 In Re:

19 Eric Banks and Tiffany A. Banks

BK-S-09-15424-bam

MS Motion No. 9/15/09
Date: 9/15/09
Time: 1:30 P.M.

22 Chapter 13

23 Debtors.

ORDER RE ADEQUATE PROTECTION

24 Secured Creditor's Motion for Relief from the Automatic Stay having come on for hearing in the
25 above-entitled Court, all appearances as noted on court record, and based upon all the papers and
26 pleadings on file herein and good cause appearing therefor,

1 IT IS HEREBY ORDERED, ADJUDGED and DECREED that the debtor will cure the post-
 2 petition arrearages currently due as follows:

3 4 Monthly Payments at \$1,761.17	\$ 7,044.68
(May 1, 2009 – August 1, 2009)	
4 Motion Filing Fee	\$ 150.00
5 Attorneys Fees	<u>\$ 750.00</u>
Total Arrearages	\$ 7,944.68

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 7 The above arrearage shall be paid in six (6) monthly installments of \$1,324.11. These payments
 8 shall be in addition to the regular monthly payment and shall be due on or before the 20th day of the month
 9 commencing with the September 20, 2009 payment and continuing throughout and concluding on or
 10 before February 20, 2010.

11 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall give
 12 Debtors at least five business days' notice of the time, place and date of sale.

13 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Debtor shall resume and
 14 maintain the regular monthly payments in a timely fashion, outside of any Bankruptcy Plan, beginning
 15 with the September 1, 2009 payment, on Secured Creditor's Trust obligation, encumbering the subject
 16 Property, generally described as 8847 Diamond Wood Ct., Las Vegas, NV 89139, and legally described
 17 as follows:

18 PARCEL:
 19 LOT NINETY-THREE (93) IN BLOCK THREE (3) OF BLUE DIAMOND/DECATUR UNIT 1, AS
 SHOWN BY MAP THEREOF ON FILE IN BOOK 106 OF PLATS, PAGE 43, IN THE OFFICE OF
 THE COUNTY RECORDER, CLARK COUNTY, NEVADA.

20 PARCEL II:
 21 A NON-EXCLUSIVE EASEMENT FOR INGRESS, EGRESS, USE AND ENJOYMENT AND
 PUBLIC UTILITY PURPOSE ON, OVER AND ACROSS THE PRIVATE STREETS AND COMMON
 AREAS ON THE MAP REFERENCED HEREINABOVE, WHICH EASEMENT IS APPURTEnant
 TO PARCELL I.

22 IT IS FURTHER ORDERED, ADJUDGED and DECREED that if the Debtors fail to make any
 23 payments as stated in this Order, or fail to maintain the regular monthly payments on Secured Creditor's
 24 Trust Deed obligation, allowing the normal grace period, then Secured Creditor may file and serve upon
 25 Debtors and Debtors' counsel, a fifteen (15) Day Notice Declaration Re Breach of Condition. For each
 26 such Declaration Re Breach of Condition filed, there shall be assessed an attorney fees of \$100.00, to be

1 paid by the Debtors upon any reinstatement. If upon the sixteenth (16th) day Debtors have failed to cure
2 the delinquency, then Secured Creditor may submit to this Court an Order vacating the automatic stay as to
3 Secured Creditor, and Secured Creditor may thereafter proceed with foreclosure proceedings upon the
4 subject Property, pursuant to applicable State Law, and take any action necessary to obtain complete
5 possession thereof.

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7 Submitted by:

8 WILDE & ASSOCIATES

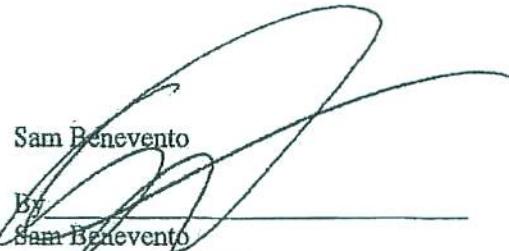
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10 By G. Wilde #10235
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13 APPROVED AS TO FORM & CONTENT:

14 Rick A. Yarnall

15 By R. Yarnall 8-28-09
16 Rick A. Yarnall
17 Chapter 13 Trustee
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